

**Adjournment**

On motion of Senator Hardeman, the Senate, at 12:35 o'clock p. m., adjourned until 10:00 o'clock a. m., tomorrow.

**TWENTY-NINTH DAY**

(Wednesday, March 5, 1947)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moffett
Brown	Morris
Bullock	Phillips
Chadick	Proffer
Cousins	Stanford
Crawford	Stewart
Hardeman	Strauss
Harris	Taylor
Hazlewood	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	Winfield
Knight	York
Lane	

A quorum was announced present.

Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Kelley of Hidalgo, and by unanimous consent, the reading of the Journal of proceedings of yesterday was dispensed with and the Journal approved.

**Leave of Absence Granted**

Senator Proffer was granted leave of absence for today and tomorrow on account of illness on motion of Senator Kelly of Tarrant.

Senator Parrish was granted leave of absence for today on account of illness on motion of Senator Phillips.

Senator Carney was granted leave of absence for today on account of important business on motion of Senator Lane.

(Senator Aikin in the Chair.)

**Reports of Standing Committees**

Senator Winfield submitted the following reports:

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Oil, Gas and Conservation, to whom was referred Senate Bill No. 301, have had the same under consideration, and I am instructed to report it back to you with the recommendation that it do pass and be not printed.

WINFIELD, Chairman.

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Oil, Gas and Conservation, to whom was referred House Bill No. 17, have had the same under consideration, and I am instructed to report it back to you with the recommendation that it do pass and be printed.

WINFIELD, Chairman.

Senator Tynan submitted the following reports:

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Public Buildings and Grounds, to whom was referred House Bill No. 125, by Sharp, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

TYNAN, Chairman.

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred H. C. R. No. 30, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

TYNAN, Chairman.

Senator Bullock submitted the following reports:

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Education, to whom was referred Senate Bill No. 284, have had the same under consideration, and I am instructed to

report it back to the Senate with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Education, to whom was referred Senate Bill No. 292, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Education, to whom was referred Senate Bill No. 282, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Education, to whom was referred House Bill No. 54, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. C. R. No. 36, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BULLOCK, Chairman.

Senator Crawford submitted the following reports:

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Military Affairs, to whom was referred Senate Bill No. 232, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CRAWFORD, Chairman.

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Military Affairs, to whom was referred Senate Bill No. 235, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CRAWFORD, Chairman.

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Military Affairs, to whom was referred Senate Bill No. 236, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CRAWFORD, Chairman.

Senator Moffett submitted the following reports:

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred House Bill No. 261, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Chairman.

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred House Bill No. 260, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Chairman.

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, you Committee on State Affairs, to whom was referred Senate Bill No. 239, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Chairman.

Austin, Texas,  
March 4, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred Senate Bill No. 300, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Chairman.

Senator Morris submitted the following reports:

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred House Bill No. 64, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MORRIS, Vice Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred House Bill No. 167, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MORRIS, Vice Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred House Bill No. 46, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MORRIS, Vice Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred Senate Bill No. 168, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MORRIS, Vice Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred Senate Bill No. 101, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MORRIS, Vice Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred Senate Bill No. 100, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MORRIS, Vice Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred Senate Bill No. 61, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MORRIS, Vice Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred House Bill No. 154, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MORRIS, Vice Chairman.

Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred Senate Bill No. 255, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MORRIS, Vice Chairman.

#### Senate Concurrent Resolution 17

Senator Hazlewood offered the following resolution:

S. C. R. No. 17, Granting Joe Gray permission to sue the State.

Whereas, it is alleged that the State Highway Department of Texas did build and cause to be built, repaired, improved and maintained by and through its duly authorized agents, employees and representatives, and it is alleged that said Highway Department by and through its agents, employees and representatives did supervise and construct the building, repair, maintenance and improvement of U. S. Highway No. 66 through Potter County, Texas, and west of the City of Amarillo, Texas; and,

Whereas, it is alleged that Joe Gray is the owner of abutting property on said highway; and,

Whereas, it is alleged that in the construction, repair, improvement and maintenance of said Highway No. 66 by said Highway Department the same was done and performed in such a way as to cause water to flow over, inundate, damage and destroy certain lands of the said Joe Gray as well as to damage and destroy the dwelling house of the said Joe Gray situated upon said lands and fill the basement thereof with water and damaged certain feed, food and other provisions located upon said land and in the dwelling house of the said Joe Gray situated thereon causing the dwelling house of said Joe Gray to settle and the walls thereof to become weakened and collapsed and in a bad state of condition and repair, caused the floors of such dwelling house to rot and sag and the doors and other portions of such house to sag and necessitated the replacement thereof, and in so constructing, maintaining, improving and repairing such highway such Highway Department took out the culverts and raised the ground adjacent to the land of

the said Joe Gray causing the water in the bar pits adjacent thereto to back up and accumulate on his said land contributing to the damages aforesaid; and,

Whereas, it is alleged that the said Joe Gray has never been compensated by the State of Texas for said alleged damages, if any; and,

Whereas, it is alleged that in the construction, improvement, repair and maintenance of said highway the State Highway Department took out the culverts adjacent to such land and along said highway and raised the ground adjacent thereto to a level higher than the land belonging to Joe Gray, causing the water from such bar pits to accumulate and flood over the said land of Joe Gray filling the basement of his dwelling house, and causing the other damage hereinbefore mentioned, and in addition thereto said Highway Department has let the bar pits fill up with dirt and other debris and accumulation, as a result of which the water passes directly from the raised portion of the highway onto the land of said Joe Gray, and that the mode and manner generally of the construction, improvement, repair and maintenance of said highway by the Highway Department has been careless and negligent, and that the said Joe Gray will suffer irreparable loss, damage and injury unless he is permitted to sue the State of Texas and the State Highway Department for such damages; now, therefore, be it,

Resolved, by the Senate of Texas, the House of Representatives concurring, that the said Joe Gray be and he is hereby granted permission to bring suit against the State of Texas, and against the Highway Department of the State of Texas in any court of competent jurisdiction in Potter County, Texas, in order to determine what damages, if any, he is entitled to receive by reason of such alleged damages, and the acts and conduct and the omissions to act on the part of said State Highway Department of Texas; and in case such suit be filed, service of citation or any other necessary processes shall be had upon the Chairman of the State Highway Commission of Texas and the Attorney General of Texas, and the same shall have the same force and effect as made and provided in civil cases, and that either of the parties to said suit shall have the right of appeal, and it is so resolved.

However, it is to be understood that the purpose of this resolution is to grant permission to said Joe Gray to bring suit against the State of Texas and against the Highway Department of the State of Texas, and no admission of liability by the State of Texas or the Highway Department of the State of Texas is made by this resolution, and the facts as set out herein must be proved in Court.

The resolution was read, and was referred to the Committee on State Affairs.

#### Message from the Governor

The Presiding Officer laid before the Senate, and directed the Secretary to read the following message from the Governor:

Austin, Texas,  
March 4, 1947

To the Members of the Fiftieth Legislature:

Complying with the provisions of Senate Concurrent Resolution No. 14, I am returning to the House of Representatives Senate Bill No. 39 for further consideration.

Respectfully submitted,  
BEAUFORD H. JESTER  
Governor of Texas

#### House Bill 365 on Second Reading

On motion of Senator Ramsey, and by unanimous consent, the Senate Rule requiring printed copies of a bill to lie on the members' desks twenty-four hours before consideration of the bill was suspended to take up for consideration at this time:

H. B. No. 365, Making appropriation for the Texas Forest Service of the Agricultural and Mechanical College of Texas for the balance of the fiscal year beginning the 25th day of February, 1947, and ending August 31, 1947, being an appropriation available immediately; and declaring an emergency.

The bill was read second time and was passed to third reading.

#### House Bill 365 on Third Reading

Senator Ramsey moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 365 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—23

Aikin	Morris
Brown	Ramsey
Bullock	Stanford
Chadick	Stewart
Cousins	Strauss
Crawford	Taylor
Hazlewood	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	Winfield
Knight	York
Moffett	

#### Absent

Hardeman	Lane
Harris	Phillips

#### Absent—Excused

Carney	Parrish
Mauritz	Proffer

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—22

Aikin	Morris
Brown	Phillips
Bullock	Ramsey
Chadick	Stanford
Cousins	Stewart
Crawford	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	Weinert
Lane	Winfield
Moffett	York

#### Absent

Hardeman	Jones
Harris	Vick
Hazlewood	

#### Absent—Excused

Carney	Parrish
Mauritz	Proffer

#### Joint Session

(Address by Honorable Tom Clark)

At 10:30 o'clock a. m., the President announced the arrival of the hour for a Joint Session with the House to hear an address by the Honorable Tom Clark, United States Attorney General.

The Honorable Senators were announced at the Hall of the House and were duly admitted and escorted to

seats prepared for them along the center aisle.

On invitation of the Speaker, the President occupied a seat at the Speaker's desk.

The President called the Senate to order and announced the purpose of the Joint Session, and announced a quorum of the Senate present.

The Speaker called the House to order and ascertained and announced the presence of a quorum of the House.

Honorable Tom Clark, Mrs. Clark, Ramsey Clark and Governor Beauford H. Jester were announced at the bar of the House and were escorted to the Speaker's rostrum by Senators Harris, Morris, Hardeman, Lane and Phillips on the part of the Senate, and by Representatives Celaya, Smith of Hopkins, Parkhouse, Hanna, Mangum, Srothwait and Blankenship on the part of the House.

The President presented Senator Fred Harris, who introduced Honorable Tom Clark to the Joint Session.

Mr. Clark then addressed the Joint Session.

At 11:10 o'clock a. m., the President announced the business of the Joint Session concluded, and requested the Senate to retire to its chamber.

#### In the Senate

At 11:25 o'clock a. m., the Senate was called to order by Senator Aikin.

#### House Concurrent Resolution 29

On motion of Senator Crawford, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 29, Granting permission to the District Judges of the State of Texas to leave the State at certain times.

The resolution was read and adopted.

#### House Bill 190 on Second Reading

Senator Stewart moved that Section 5 of Article III of the State Constitution be suspended and that H. B. No. 190 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin

Brown

Bullock	Moffett
Chadick	Morris
Cousins	Phillips
Crawford	Ramsey
Hardeman	Stanford
Harris	Stewart
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Weinert
Knight	Winfield
Lane	York

Absent

Vick

Absent—Excused

Carney	Parrish
Mauritz	Proffer

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

H. B. No. 190, A bill to be entitled "An Act amending Article 4296, Revised Civil Statutes of 1925, as amended by Acts of 1943, 48th Legislature, Page 414, Chapter 281, Section 1, by providing for closing the guardianship when disabilities of minority are removed; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 190 on Third Reading

Senator Stewart moved that the constitutional rule requiring bills to be read on there several days be suspended and that H. B. No. 190 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lane
Brown	Moffett
Bullock	Morris
Chadick	Phillips
Cousins	Ramsey
Crawford	Stanford
Hardeman	Stewart
Harris	Strauss
Hazlewood	Taylor
Jones	Tynan
Kelley of Hidalgo	Weinert
Kelly of Tarrant	Winfield
Knight	York

Absent

Carney	Vick
Parrish	

Absent—Excused

Mauritz

Proffer

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
March 5, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill and resolution:

H. J. R. No. 18, Proposing an Amendment to Article III of the Constitution of the State of Texas, by adopting a new Section to be known as Section 51-b, which shall provide that the Legislature shall have the power to provide, under such limitations and restrictions and regulations as may be deemed by the Legislature expedient, for assistance to physically or mentally handicapped individuals and their dependents, who are not eligible for Old Age Assistance, Aid to the Needy Blind, or Aid to Dependent Children; and providing that the Legislature shall have the authority to accept from the Government of the United States financial aid for such physically or mentally handicapped individuals and their dependents, and providing for anticipatory legislation; and providing for the necessary proclamation and making an appropriation to defray the expenses of the proclamation, publication and election.

H. B. No. 278; A bill to be entitled "An Act to amend Section 3, Chapter 88, General Laws, Second Called Session of the 41st Legislature, 1929, as amended by Chapter 3, General Laws, Second Called Session of the 43rd Legislature, 1933, as amended by Section 1, Chapter 51, General Laws 44th Legislature, 1935, to provide for the filing of applications for registration of vehicles; providing for the presentation of Certificate of Title and license receipt and transfer receipt, if any; providing for restraining the department or any Agent thereof from registering or re-

newing registration of any vehicle unless license receipt, transfer receipt if any, and Certificate of Title is presented; providing if no title has been previously issued or applied for, for filing of application for title; providing that County Tax Assessor-Collector issue an application receipt for the payment of registration fee upon receipt of application for registration or re-registration of each truck, truck-tractor, farm truck, trailer, semi-trailer or bus; providing that Tax Assessor-Collector forward application receipts and applications to the department; providing for approval of applications by department and for mailing of license receipt and plate or plates by the department direct to vehicle owner; etc.; amending Section 6, Chapter 88, Acts 1929, 41st Legislature, 2nd Called Session as amended Acts 1941, 47th Legislature, Chapter 110, Section 5, to provide fees for Commercial Motor Vehicles or truck-tractors; providing for definitions of terms "Gross Weight" and "Net Carrying Capacity"; amending Section 8, Chapter 88, Acts 1929, 41st Legislature, 2nd Called Session as amended Acts 1941, 47th Legislature, Chapter 110, Section 7, to provide fees for trailers or semi-trailers; providing for definition of terms "Gross Weight" and "Net Carrying Capacity"; providing an effective date; providing a saving clause; repealing all laws in conflict herewith."

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

#### House Bill 76 on Second Reading

Senator Kelley of Hidalgo moved that Section 5 of Article III of the State Constitution be suspended and that H. B. No. 76 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—25

Aikin	Knight
Brown	Lane
Bullock	Moffett
Chadick	Morris
Cousins	Phillips
Crawford	Ramsey
Hardeman	Stanford
Harris	Stewart
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan

Weinert York  
Winfield

Absent

Hazlewood Vick

Absent—Excused

Carney Parrish  
Mauritz Proffer

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

H. B. No. 76, A bill to be entitled "An Act amending Article 324 of the Revised Civil Statutes of Texas of 1925, as amended by Chapter 23 of the General Laws of the Regular Session of the 40th Legislature of Texas, as amended by H. B. No. 222, Chapter 254, Acts of the Regular Session of the 41st Legislature and as further amended by Chapter 137, Section 1, of the General Laws of the Regular Session of the 42nd Legislature, Acts of 1931, and as further amended by H. B. No. 335, Chapter 215, Acts of the Regular Session of the 47th Legislature of Texas, relating to the appointment of Assistant District Attorneys in any Judicial District in this State consisting of three (3) or more counties; etc.; and declaring an emergency."

The bill was read second time.

Senator Kelley of Hidalgo offered the following amendment to the bill:

Amend House Bill 76 by inserting after the Enacting Clause the following:

"Section 1. That Article 324 of the Revised Civil Statutes of Texas as amended by Chapter 23 of the General Laws of the Regular Session of the 40th Legislature as amended by H. B. 222, Chapter 254, Acts of the Regular Session of the 41st Legislature and as further amended by Chapter 137, Section 1 of the General Laws of the Regular Session of the 42nd Legislature Acts of 1931 and as further amended by H. B. 335, Chapter 215, Acts of the Regular Session of the 47th Legislature, be and the same is hereby amended so as to hereinafter read as follows:"

The amendment was adopted.

The bill was passed to third reading.

#### House Bill 76 on Third Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring

bills to be read on three several days be suspended and that H. B. No. 76 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Moffett
Brown	Morris
Bullock	Phillips
Chadick	Ramsey
Cousins	Stanford
Crawford	Stewart
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Weinert
Kelly of Tarrant	Winfield
Knight	York
Lane	

Absent

Hazlewood Vick

Absent—Excused

Carney Parrish  
Mauritz Proffer

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Moffett
Brown	Morris
Bullock	Phillips
Chadick	Ramsey
Cousins	Stanford
Crawford	Stewart
Hardeman	Strauss
Harris	Taylor
Jones	Tynan
Kelley of Hidalgo	Weinert
Kelly of Tarrant	Winfield
Knight	York
Lane	

Absent

Hazlewood Vick

Absent—Excused

Carney Parrish  
Mauritz Proffer

#### Amending Caption of Committee Substitute Senate Bill 11

On motion of Senator York, and by unanimous consent, the Enrolling Clerk was instructed to amend the caption of C. S. S. B. No. 11 to conform to the body of the bill.



**Motion to Re-refer Senate Bill 63**

Senator Harris asked unanimous consent that Senate Bill No. 63 be withdrawn from the Committee on State Affairs, and be re-referred to the Committee on Finance.

The Presiding Officer announced that there was objection.

**House Bill and Resolution on First Reading**

The following House Bill and Resolution received from the House were laid before the senate, read first time, and referred to the committees indicated:

H. J. R. No. 18, to Committee on Constitutional Amendments.

H. B. No. 278, to Committee on Highways and Motor Traffic.

**Adjournment**

Senator Lane moved that the Senate adjourn until 10:30 o'clock a. m., tomorrow.

Yeas and nays were demanded and

the motion prevailed by the following vote:

**Yeas—14**

Brown	Lane
Chadick	Morris
Crawford	Ramsey
Hardeman	Taylor
Harris	Weinert
Kelly of Tarrant	Winfield
Knight	York

**Nays—12**

Aikin	Moffett
Bullock	Phillips
Cousins	Stanford
Hazlewood	Stewart
Jones	Strauss
Kelley of Hidalgo	Tynan

**Absent**

Vick

**Absent—Excused**

Carney	Parrish
Mauritz	Proffer

The Senate, accordingly, at 12:00 o'clock m. adjourned until 10:30 o'clock a. m., tomorrow.

**In Memory of**  
**Mrs. Nettie Maud Tate**

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Senator Vick offered the following resolution:

(Senate Resolution 43)

Whereas, On December 18, 1946, the Almighty, in His Infinite wisdom, called from this life in her 72nd year, Mrs. Nettie Maud Tate, wife of John H. Tate, distinguished Judge of the 21st Judicial District and former member of the State Legislature; and

Whereas, Nettie Maud Tate was a life long resident of Lee County, a loving mother, a staunch, loyal, Christian character, and a living memorial to the spirit of the pioneer woman; and

Whereas, Nettie Maud Tate was a woman of much personal charm, vivacious and interested in all public affairs in a quiet and unassuming manner, with a brilliant mind that perfectly complemented her husband's career as a public servant and made of his home a place of charming hospitality, presided over by a gracious hostess; and

Whereas, Nettie Maud Tate was an inspiration to and favorite aunt of the present Senator from Brazos; and

Whereas, It is the desire of the Senate to express our sincere sympathy to the entire family of Mrs. Nettie Maud Tate and to her friends; now, therefore be it

Resolved, That the Secretary of the Senate be directed to mail a copy of this resolution to her husband, Judge John H. Tate; her daughter, Mrs. Eola Bouchier of Taylor, Texas; her five sons, J. H. Tate, Jr., of Galveston, Texas, Cecil H. Tate of Muleshoe, Texas, Milton Y. Tate of Giddings, Texas, Edward R. Tate of Baytown, Texas, Captain Charles W. Tate of Augusta, Georgia; and her two brothers, Dr. W. E. York of Giddings, Texas, and M. G. York of Round Rock, Texas; and that a page be set aside in the Senate Journal in honor of the memory of Mrs. Nettie Maud Tate.

Signed—Allan Shivers, Lieutenant Governor; Senators Aikin, Brown, Bullock, Carney, Chadick, Cousins, Crawford, Hardeman, Harris, Hazlewood, Jones, Kelley of Hidalgo, Kelly of Tarrant, Knight, Lane, Mauritz, Moffett, Morris, Parrish, Phillips, Proffer, Ramsey, Stanford, Stewart, Strauss, Taylor, Tynan, Vick, Weinert, Winfield, York.

The resolution was read.

On motion of Senator Knight, the names of the Lieutenant Governor and all Members of the Senate were added to the resolution as signers thereof.

The resolution was adopted.